

16311

NOTICE OF RULE ADOPTION –FINAL RULE

**STATE OF MISSISSIPPI
MISSISSIPPI DEPARTMENT OF INSURANCE
DIVISION OF THE FIRE MARSHAL**



Mississippi Department of Insurance
c/o Kimberly Causey, SAAG
501 N. West Street, Suite 1001
P.O. Box 79
Jackson, MS 39205
(601) 359-3577
kim.causey@mid.state.ms.us

the provisions of Mississippi Department of Insurance Regulation No. 88-101, said regulation being the Rules of Practice and Procedure before the Mississippi Insurance Department.

Reference to Rules repealed, amended or suspended by the Proposed Rule:
n/a

Specific Legal Authority authorizing the promulgation of Rule:

House Bill 1388, 2008 Regular Legislative Session, Miss. Code Ann. § 75-49-11 (Rev. 2008), as well as

Date Rule Proposed: 11/15/2008

Explanation of the Purpose of the Rule and the reason(s) for adopting the rule:

The purpose of this Regulation, MH-2008-01, is to ensure that manufacturers, distributors, retailers and transporters or installers of manufactured mobile or relocatable homes are adequately bonded and insured to provide consumers with a means to recoup any losses due to a manufacturer, modular contractors, distributor, retailer and transporter or installer of manufactured mobile or relocatable homes has gone out of business or has failed to meet their legal or regulatory responsibility to the consumer.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☒ An oral proceeding was held on this rule:

Date: December 11, 2008

Time: 10:00 a.m.

Place: North Conference Room, Room 1102, Tenth Floor, Woolfolk State Office Building

Furthermore, this Regulation was refiled on June 9, 2009 for additional public comments. Written public comments were accepted until 4:00 p.m. on June 19, 2009.

☐ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

☒ This rule as adopted is without variance from the proposed rule.

☐ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☐ The rule as adopted differs from the proposed rule. The differences however are:

Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and

The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: August 1, 2009

Kimberly Causey
Special Assistant Attorney General